

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

MAY 1 1979

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed..... MAY 1 1979

The applicant..... Fay J. Livingston.....

..... 3139 E. Sahara Ave..... of..... Las Vegas.....
Street and No. or P.O. Box No. City or Town

..... Nevada 89104....., hereby make..... application for permission to change the
State and Zip Code No.

..... point of diversion.....

of water heretofore appropriated under..... permit no. 19441.....

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Pahrump Valley Artesian Basin
Name of stream, lake or other source.
2. The amount of water to be changed..... 0.50 cfs (25 acre feet)
Second feet, acre feet.
3. The water to be used for..... irrigation and domestic
If for stock state number and kind of animals.
4. The water heretofore used for..... irrigation and domestic
If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of section 28, T.19S., R.53E., MDB&M. The east Quarter (E $\frac{1}{4}$) of section 28, T.19S., R.53E., bears N 48° 14' 05" E a distance of 1365.8 feet.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing point of diversion is located within..... the Northeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) of section 28 T19S., R.53E., MDB&M. County of Nye State of Nevada the East Quarter (E $\frac{1}{4}$) of said section 28 bears N 10° 24' 00" E a distance of 392 feet.
If point of diversion is not changed, do not answer.
7. Proposed place of use..... the W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ section 28, T.19S., R.53E., MDB&M. County of Nye Lot 4 of Blagg Rd. Estates 5 acres to be irrigated.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use..... the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of section 28 T.19S., R.53E., MDM. 80 acres irrigated.
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from..... January 1st..... to..... December 31st..... of each year.
Day and Month Day and Month
10. Use has been from..... January 1st..... to..... December 31st..... of each year.
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... 8" casing approximately 200 feet deep with 3 horse power pump and 1000 gallon pressure tank, water to be distributed by underground pipe line, and dirt ditch.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$5000.00
13. Estimated time required to construct works.....2 years
14. Estimated time required to complete the application of water to beneficial use.....3 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared lp/sj gk/ja Applicant Fay J. Livingston

By s/ Richard L. Hafen
Richard L. Hafen
2383 Gateway Rd.
Las Vegas, Nevada 89110

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 19441, Certificate 5866, is issued subject to the terms and conditions imposed in said Permit 19441, Certificate 5866, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.057 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before December 16, 1980

Proof of commencement of work shall be filed before January 16, 1981

Work must be prosecuted with reasonable diligence and be completed on or before December 16, 1981

Proof of completion of work shall be filed before January 16, 1982

Application of water to beneficial use shall be made on or before December 16, 1982

Proof of the application of water to beneficial use shall be filed on or before January 16, 1983

Map in support of proof of beneficial use shall be filed on or before January 16, 1983

Commencement of work filed JAN 21 1981

Completion of work filed JAN 21 1981

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk Page

IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 16th day of JUNE
A.D. 19 80 William J. Newman
State Engineer

CANCELLED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

MAR 5 1990

Richard Livingston P.E. STATE ENGINEER